

BOARD OF ZONING APPEALS MEETING

A G E N D A

TOWN OF CHINCOTEAGUE

June 14, 2007 - 7:30 P.M. – Council Chambers - Town Hall

CALL TO ORDER

AGENDA ADOPTION:

1. Approval of minutes of January 11, 2007
2. Public Participation
3. Appeal 07-06-1. Ann Davis, Variance to place a 7'9" x 5'1" deck to the front of her residence. The addition is placed 17' 5" from the front lot line. Zoning requires a minimum 25' front yard setback.
4. Appeal 07-06-2 Amy Fluhart, Variance to place a 2-story deck to the front of her residence. The addition will be placed 10' from the front lot line. Zoning requires a minimum of 25' front yard setback.

ADJOURN:

MINUTES OF THE MEETING JANUARY 11, 2007
CHINCOTEAGUE BOARD OF ZONING APPEALS

MEMBERS PRESENT:

Mr. Jesse Speidel
Mr. Arthur Leonard
Mr. Donald Thornton
Mr. Robert Cherrix
Kenny L. Lewis, Staff Support

MEMBERS ABSENT:

Mr. Mike McGee
Mr. Myron Birch
Mr. Jack Gilliss

1. Call to Order

Mr. Leonard called the meeting to order at 7:30 pm.

2. Approval of Agenda

Mr. Leonard stated that the agenda needed to be amended as there would be a joint meeting with the Planning Commission after the appeal.

3. Approval of Minutes of Meeting Held November 9, 2006

Mr. Cherrix motioned, seconded by Mr. Thornton, to approve the minutes as presented. The motion was unanimously approved.

4. Appeal 07-01-1

A request from Gail Powers, 7065 Lookout Lane, for a variance from Article 3, section 3.7.15.1 of the Town of Chincoteague's Zoning Ordinance. The petitioner wishes to place a 21 ft. x 41 ft. swimming pool in front of her residence located at the above address. The swimming pool will be placed 6ft. from the front lot line. Current zoning requires a minimum 25ft. front yard setback. This property is zoned Residential R-3.

5. Board Action on Appeal

Mr. Thornton motioned, seconded by Mr. Cherrix to approve the request. The motion was unanimously approved.

6. Annual Joint Meeting with Planning Commission

Mr. Thornton raised concerns over the draft Comprehensive Plan. Mr. Rosenberger stated that he was not prepared to defend the plan. He advised Mr. Thornton that there would be a public hearing on the Plan sometime next month.

Mr. Speidel expressed concerns over the issue of fences and the placements of them. He also stated he thought the layout of the zoning regulations was confusing. Mr. Lewis advised that once the Comprehensive Plan is written that the zoning regulations would probably have to be rewritten to go along with the new districts.

The sign ordinance was discussed as well as setbacks, corner lots and parking.

Mr. Behr offered to pass on any ideas to Redman and Johnston that anyone may have

concerning the Comprehensive Plan. There will also be an open forum where people can speak.

Mr. Lewis stated that since the FEMA regulations have been updated the restrictions on camper units have gotten more stringent. If you now put on an addition the pier system on the camper has to be raised 36 inches or have it at flood elevation. If it is not at flood elevation it must be removed after 180 days.

Mr. Behr commended Mrs. Wolffe on all the hard work she has done on the sub-committee that over saw the sign issue.

Mr. Rosenberger commended Mr. Lewis on all the work he has done for the Planning Commission regarding the sign issue.

The committees decided that next February would be a good time to hold their annual joint meeting giving everyone time in January to finish their annual reports.

7. Adjournment

Mr. Leonard adjourned the meeting.

Arthur Leonard, Chairman

FAXED
May 22, 2007

Eastern Shore Post
P.O. Box 318
Tasley, VA 23441

Dear Sirs:


The Town of Chincoteague request the following notice of public hearing be published in the Eastern Shore Post on Wednesday May 30, 2006 and Wednesday June 7, 2007:

Public Notice

The Board of Zoning Appeals of the Town of Chincoteague will hold a public hearing on June 14, 2007 at 7:30 p.m. in the Council Chambers located at 6150 Community Drive to receive public comments and views on the following zoning matters:

Appeal 07-06-1 A request from Ann Davis, 3600 Main Street, for a variance from Article 3, section 3.9.2 of the Town of Chincoteague's Zoning Ordinance. The petitioner has placed a 7' 9" x 5' 1" deck in front of her residence located at the above address. The new deck is placed 17' 5" from the front lot line. Current zoning requires a minimum 25' front yard setback. This property is zoned Residential District R-3.

Appeal 07-06-2 A request from Amy Fluhart, 4356 Estella Drive, for a variance from Article 3, section 3.9.2 of the Town of Chincoteague's Zoning Ordinance. The petitioner wishes to construct a 2-story 10' x 28' 3" deck to the front of the existing residence located at the above address. The new deck will be placed 10' from the front lot line. Current zoning requires a minimum of 25' from the front lot line. This property is zoned Residential District R-3.

Kenny L. Lewis 
Zoning Administrator

PK
5/10/07
cr

**CHINCOTEAGUE, VIRGINIA
APPEAL TO THE
BOARD OF ZONING APPEALS**

APPEAL CASE NUMBER: 07-06-1 FEE: \$ 450.00

I, Anna L. Davis,

AGENT FOR _____ WOULD LIKE TO FILE THE
FOLLOWING APPEAL WITH THE BOARD OF ZONING APPEALS BASED UPON THE NOTED
STATE CODE(S):

TITLE 15.2, CODE OF VIRGINIA, 1959 (AS AMENDED)

(CHECK ALL THAT APPLY)

1. () AN APPEAL OF AN OFFICER, REQUIREMENT, DECISION OR DETERMINATION
OF AN ADMINISTRATIVE OFFICER.
2. () AN APPEAL OF A DECISION OF THE ZONING ADMINISTRATOR.
3. () AN INTERPRETATION OF THE DISTRICT ZONING MAP, IN THAT THERE IS AN
UNCERTAINTY AS TO THE LOCATION OF A DISTRICT BOUNDARY.
4. ☒ AN APPEAL FOR A VARIANCE. THE APPLICANT IS REQUIRED TO SHOW THAT
A LAND USE HARDSHIP EXIST. SEE ATTACHED EXAMPLE SHEET FOR
HARDSHIP CRITERIA.
5. () AN APPEAL FOR A VARIANCE OF THE FLOOD PLAIN MANAGEMENT
ORDINANCE

BOARD OF ZONING APPEALS USE ONLY:

MEETING DATE: 6/14/07

APPEAL ACTION:

() APPROVED

() DENIED

() CONDITIONAL: _____

BZA, SECRETARY

DATE: _____

2363644

(1.) RULES AND REGULATIONS TO FILE FOR APPEAL:

(A). APPLICANTS OR THEIR AGENTS SHALL NOT CONTACT ANY BOARD MEMBER TO DISCUSS THE CASE PRIOR TO THE SCHEDULED PUBLIC HEARING OF THEIR APPEAL.

(B). FAILURE OF APPLICANT OR AGENT TO APPEAR BEFORE THE BOARD MAY BE REASON FOR DENIAL.

(C). APPLICANT MUST POST APPEAL NOTICE FURNISHED BY THE ZONING ADMINISTRATOR ON SAID PROPERTY, VISIBLE FROM THE STREET.

(D). APPLICANT SHALL SUBMIT A PLOT PLAN, TO SCALE, OF THE SAID PROPERTY IDENTIFYING THE FOLLOWING:

- 1. ALL EXISTING STRUCTURES LOCATED ON SAID PROPERTY.**
- 2. PROPOSED NEW STRUCTURES.**
- 3. SETBACKS FROM FRONT, SIDES AND REAR PROPERTY LINES.**
- 4. LOCATION OF EXISTING SEPTIC, DRAIN FIELDS OR CESSPOOLS.**
- 5. LOCATION OF EASEMENTS, RIGHT-OF-WAYS AND PUBLIC ROADS THAT ADJOIN OR ENTER SAID PROPERTY.**

(E). THE CHINCOTEAGUE BOARD OF ZONING APPEALS HAS SEVEN (7) MEMBERS. TO OBTAIN APPROVAL FOR A VARIANCE OR SPECIAL USE PERMIT, FOUR (4) MEMBERS MUST VOTE IN YOUR FAVOR.

(F). ANY DECISION OF THE BOARD OF ZONING APPEALS MAY BE APPEALED TO THE CIRCUIT COURT OF ACCOMACK COUNTY WITHIN 30 DAYS OF RECEIPT OF THE DECISION MADE.

(G). THE BZA MAY IMPOSE SUCH CONDITIONS REGARDING THE LOCATION, CHARACTER AND OTHER FEATURES OF THE PROPOSED STRUCTURE OR USE AS IT MAY DEEM NECESSARY IN THE PUBLIC INTEREST.

(2.) NOTIFICATION OF PROPERTY OWNERS:

ALL APPLICATIONS SHALL BE ACCOMPANIED BY WRITTEN COMMENTS FROM OWNERS OF REAL ESTATE AS FOLLOWS:

(A). VARIANCE:

APPLICANTS SHALL SUBMIT WRITTEN COMMENTS FROM ALL ADJOINING PROPERTY OWNERS INCLUDING THE PROPERTY OWNERS ACROSS THE STREET(S) OR ACROSS BODIES OF WATERS ADJACENT TO OR DIVIDING TWO PROPERTIES. THE BZA MAY REQUIRE THE APPLICANT TO SUBMIT WRITTEN COMMENTS FROM ADDITIONAL PROPERTY OWNERS.

(B). WRITTEN NOTIFICATION OF APPEAL:

PROPERTY OWNERS NOT AVAILABLE FOR WRITTEN COMMENT SHALL BE NOTIFIED OF THE PROPOSED REQUEST BY CERTIFIED MAIL.

A COPY OF THE REGISTERED MAIL AND THE CERTIFIED MAIL RECEIPT MUST BE SUBMITTED AT THE TIME OF FILING THE APPEAL.

RETURN RECEIPT OF THE CERTIFIED MAIL MUST BE GIVEN TO THE ZONING ADMINISTRATOR A MINIMUM OF 5 DAYS PRIOR TO THE MEETING DATE.

PLEASE PRINT

THE PROPERTY IN WHICH THIS APPEAL IS SUBMITTED IS LOCATED AT (911 ADDRESS)
3600 Main St. City, TAX MAP # 30A3-A-160

THIS PROPERTY IS OWNED BY:

NAME: Mrs. Anne L. Davis
ADDRESS: 3600 Main Street
CITY, STATE, ZIP: Charlottesville, VA 22906
PHONE: 757-336-6344 Cell 710-0674 WORK PHONE: _____

HAS ANY PREVIOUS APPLICATION OR APPEAL BEEN FILED IN CONNECTION WITH THESE PREMISES?

(☒) NO
() YES, EXPLAIN: _____

IS THIS APPEAL FILED DUE TO A ZONING VIOLATION IDENTIFIED BY THE ZONING ADMINISTRATOR?

() NO
(☒) YES, IF THE VIOLATION HAS NOT BEEN CORRECTED,
EXPLAIN WHY: The zoning administrator halted the construction for lack of a permit.

ARTICLE(S) AND SECTION(S) THAT APPLIES TO YOUR APPEAL:

- (1.) ARTICLE: 3 SECTION: 39.2
REQUIRES: 25' FRONT SETBACK
REASON FOR YOUR APPEAL: NEW DECK will be 17'5" FROM FRONT LOT LINE
- (2.) ARTICLE: _____ SECTION: _____
REQUIRES: _____
REASON FOR YOUR APPEAL: _____
- (3.) ARTICLE: _____ SECTION: _____
REQUIRES: _____
REASON FOR YOUR APPEAL: _____

GUIDELINES USED BY THE BOARD OF ZONING APPEALS IN GRANTING A VARIANCE

In order for the Board of Zoning Appeals to review your request for a variance, the threshold question for the BZA in considering an application for a variance "is whether the effect of the zoning ordinance upon the property under consideration, as it stands, interferes with all reasonable beneficial uses of the property, taken as a whole". If the answer is in the negative, the BZA has no authority to go further.

☒ yes

☐ no

Please answer the following questions:

(1). Does the strict application of the ordinance result in unnecessary or unreasonable hardship to the property owner?

☒ yes, Explain;

Due to restrictions on both sides I have triggered a failure many times in steps, during which I had several variances long ago, with a long platform (deck) and a big driveway, I would be able to turn from a flat plane.

☐ no

(2). Is the need for the variance shared generally by other properties?

☐ yes, Explain;

☒ no

(3). Is the variance contrary to the intended spirit and purpose of the ordinance, and would result in substantial justice being done.

☒ yes, Explain;

It is contrary to the ordinance and would result in substantial justice being done.

☐ no

All of the above questions must be answered. Failure to complete the above questions shall result in your application not being processed.



TOWN OF CHINCOTEAGUE DECK PERMIT

PERMIT NUMBER _____

PERMIT FEE \$ _____

PROPERTY OWNER/TENANT: MRS ANNIE DAVIS PHONE # 336-6344

ADDRESS: 3600 MAIN ST

CONTRACTOR: BUSHMAN HOME IMPROVEMENTS PHONE # 336-1137

ADDRESS: 6276 CLEVELAND ST.

LOCATION OF WORK: 3600 MAIN ST

COST OF CONSTRUCTION: \$ 2800 SIZE OF DECK: 7'9" W X 5'1" D

SPECIFICATIONS:

- (1). MASONRY PIERS: PIER FOOTER SIZE: 18 X 18 , FOOTER THICKNESS: 18 " ,
FOOTER DEPTH: 18 " , PIER SIZE: 18 X 18 , PIER SPACING: _____
- (2). WOOD FOUNDATIONS: MATERIAL: 6x6 , WOOD TREATMENT: (Y) ☒ (N) _____
DIAMETER 5 1/2 X 5 1/2 , DEPTH IN GROUND PAAS " , SPACING 7'9"
- (3). FLOOR JOIST: MATERIAL: 2x10 , SIZE: 1 1/2 " X 9 1/2 " , SPACING 16 " OC, SPAN: 7'9"
FLOOR BEAMS: MATERIAL: _____ , SIZE: _____ " X _____ " , LOCATION: _____
- (4). HANDRAIL SYSTEM: HEIGHT FROM GRADE TO SUBFLOOR: 22 " , HEIGHT FROM
FLOOR TO TOP OF HANDRAIL: 34 " , HANDRAIL MATERIAL: PLASTIC



TOWN OF CHINCOTEAGUE, INC.

AFFIDAVIT

I, _____,

OF (ADDRESS) _____

AFFIRM THAT I AM THE OWNER OR AGENT FOR THE OWNER OF A CERTAIN TRACT OR PARCEL OF LAND LOCATED AT :

AND THAT I HAVE APPLIED FOR A BUILDING PERMIT. I AFFIRM THAT I AM FAMILIAR WITH THE PREREQUISITES OF SECTION 54.1-1111 OF THE CODE OF VIRGINIA AND I AM NOT SUBJECT TO LICENSURE AS A CONTRACTOR OR SUBCONTRACTOR.

SIGNED AND ACKNOWLEDGED BY _____
IN THE TOWN OF CHINCOTEAGUE, VIRGINIA ON THE _____ DAY OF _____, 20____, IN THE PRESENCE OF THE UNDERSIGNED WITNESS.

_____ (WITNESS)

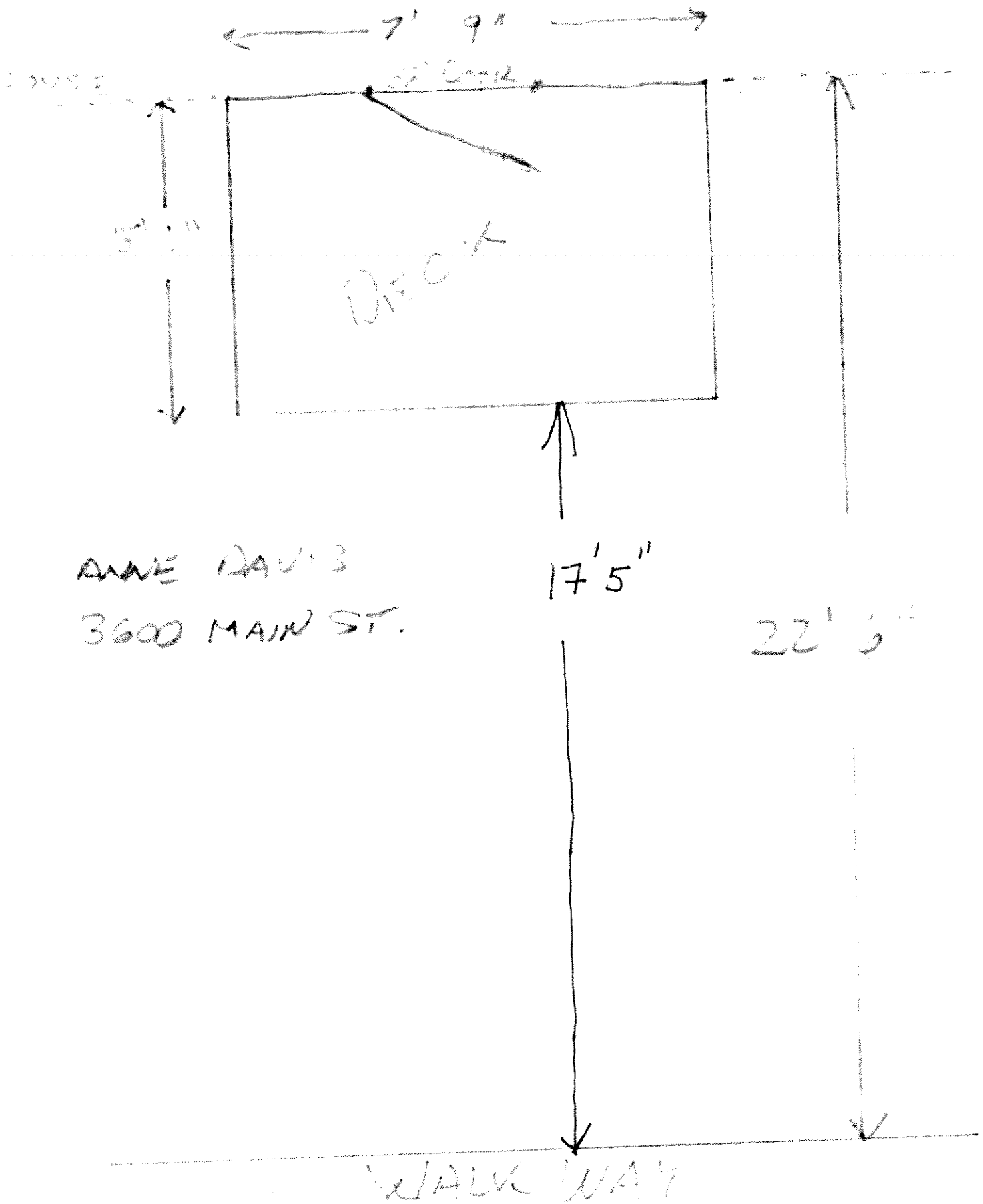
54.1111. Prerequisites to obtaining building permits – Any person applying to the building inspector or any authority of a city, county or town in this Commonwealth, charged with the duty of issuing building or other permits for the construction of any building, highway, sewer, or structure, or any removal, grading or improvement shall furnish prior to the issuance of the permit, either satisfactory proof to such inspector or authority that he is fully licensed or registered under the terms of this chapter to carry out or superintend the same, or file a written statement, supported by an affidavit, that he is not subject to licensure or registration as a contractor or subcontractor pursuant to this chapter. The applicant shall also furnish satisfactory proof that the taxes or license required by any city, town or county have been paid so as to be qualified to bid upon or contract for the work for which the permit has been applied.

It shall be unlawful for the building inspector or other authority to issue or allow the issuance of such permits unless the applicant has furnished evidence of being either exempt from the provisions of this chapter or licensed or registered under this chapter to carry out or superintend the work for which permits have been applied.

(Total project \$1,000.00 - \$7,499.00 **Class C**) (Total project \$7,500.00 - \$69,999.00 **Class B**)
(Total project \$70,000.00 or more **Class A**)

The building inspector, or other such authority, violating the terms of this section shall be guilty of a Class 3 misdemeanor. (Code 1950, 54-138; 1970, c. 319; 1980, c.634; 1988, c. 765)

FRONT HOUSE FACING MAIN ST.



ANNE DAVIS
3600 MAIN ST.



TOWN OF CHINCOTEAGUE, INC.

April 26, 2007

Anne Davis
3600 Main Street
Chincoteague Va 23336

RE: Deck

Dear Mrs. Davis:

On April 17, 2007 I observed your contractor, Bushman Home Improvements, installing a deck to the front of your residence located at the above address.

Current building codes require a building permit be obtained prior to such construction.

Additionally, current zoning requires the placement of the new deck be no closer than 25' from the front lot line or not to extend beyond the average of the adjoining structures.

Upon taking with your contractor, the front of the new deck will be placed 17' 5" from your front lot line. Therefore the building permit recently submitted is denied.

You must remove the new deck to prevent further action by this office. You may appeal this decision or apply for a variance with the Board of Zoning Appeals if you so desire. Such action must be taken within 30 days of this notice. Failure to appeal within 30 days voids such right. If you desire to appeal please advise and I will assist you with the process. The 30 days shall begin 2 days after the postmark date of this notice.

If you have any questions regarding this matter please give me a call.

Sincerely,

Kenny L. Lewis
Building and Zoning
Administrator

3600 Main Street
Chincoteague, VA 23336
April 30, 2007

Mr. Kenny L. Lewis,
Building and Zoning Administrator
6150 Community Drive
Chincoteague, VA 23336

Dear Mr. Lewis:

I wish to apply for a variance for my front steps and deck.

Sincerely yours,


Anne L. Davis

PLEASE INDICATE YOUR APPROVAL OR DISAPPROVAL OF THE PROPOSED LAND USE AS STATED IN THE APPLICATION BY CHECKING THE APPROPRIATE SPACE. SPECIFY THE LOCATION OF YOUR PROPERTY; NORTH, EAST, SOUTH OR WEST OF THE APPLICANTS PROPERTY.

TAX MAP # 30A3-A-159 LOCATION OF PROPERTY South
NAME: Cynthia Kane
ADDRESS: 3594 Main St PHONE: _____
COMMENTS: _____
() APPROVE REQUEST () DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

TAX MAP # 30A3-21C LOCATION OF PROPERTY EAST
NAME: Robert & Sally Locklin
ADDRESS: 3297 Dodd St PHONE: 757-336-6113
COMMENTS: _____
(☒) APPROVE REQUEST () DISAPPROVE REQUEST
SIGNATURE: Sally M Locklin DATE: 5/12/07

TAX MAP # 30A3-A-181 LOCATION OF PROPERTY NORTH EAST
NAME: Douglas Thomas
ADDRESS: 10210 Lundy Ct Orlando FL 32836 PHONE: _____
COMMENTS: _____
() APPROVE REQUEST () DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

PLEASE INDICATE YOUR APPROVAL OR DISAPPROVAL OF THE PROPOSED LAND USE AS STATED IN THE APPLICATION BY CHECKING THE APPROPRIATE SPACE. SPECIFY THE LOCATION OF YOUR PROPERTY; NORTH, EAST, SOUTH OR WEST OF THE APPLICANTS PROPERTY.

TAX MAP # 30A3-A-159 LOCATION OF PROPERTY South
NAME: Cynthia Kane
ADDRESS: 3594 Main St PHONE: 757 336-5311
COMMENTS: The addition will add + not detract from the property and the request should be approved!
(☒) APPROVE REQUEST () DISAPPROVE REQUEST
SIGNATURE: Cynthia R Kane DATE: 5/16/07

TAX MAP # 30A3-21C LOCATION OF PROPERTY EAST
NAME: Robert & Sally Locklin
ADDRESS: 3297 Dodd St PHONE: _____
COMMENTS: _____
() APPROVE REQUEST () DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

TAX MAP # 30A3-A-181 LOCATION OF PROPERTY North East
NAME: Douglas Thomas
ADDRESS: 10210 Lundy Ct Orlando FL PHONE: 32836
COMMENTS: _____
() APPROVE REQUEST () DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

TAX MAP # 30A3-A-44 LOCATION OF PROPERTY West
NAME: WM Browning Jr & Robert Thomas
ADDRESS: 4807 Bartholoms Rd, MT Airy Md 21771 PHONE: _____
COMMENTS: _____
☒ APPROVE REQUEST ☐ DISAPPROVE REQUEST
SIGNATURE: [Signature] DATE: 5-16-07

TAX MAP # _____ LOCATION OF PROPERTY _____
NAME: _____
ADDRESS: _____ PHONE: _____
COMMENTS: _____
☐ APPROVE REQUEST ☐ DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

TAX MAP # _____ LOCATION OF PROPERTY _____
NAME: _____
ADDRESS: _____ PHONE: _____
COMMENTS: _____
☐ APPROVE REQUEST ☐ DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

TAX MAP # _____ LOCATION OF PROPERTY _____
NAME: _____
ADDRESS: _____ PHONE: _____
COMMENTS: _____
☐ APPROVE REQUEST ☐ DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

Example letter

CERTIFIED MAIL

May 9, 2007

Dear Neighbor: *Cindy*:

This notice is to advise you that I will be appearing before the Chincoteague Board of Zoning Appeals to request a variance from Article 3 section 3.9.2 of the Town's Zoning Ordinance.

I would like to construct an addition to the front of my residence located at 3600 Main Street.

The addition will be placed 17 feet 5 inches from my front lot line. Current zoning requires the addition be placed a minimum of 25' from the front lot line or the average of the structures on either side.

As a property owner adjoining my parcel, the Board of Zoning Appeals requires that you be notified of this request.


Please complete the enclosed notification form and return it to: Kenny L. Lewis, Zoning Administrator, Town of Chincoteague, 6150 Community Drive, Chincoteague Island VA 23336.

The meeting will be held on June 14, 2007 at 7:30 p.m. in the Council chambers located at the above address.

You may contact me at 757 336-6344 or Kenny L. Lewis, Zoning Administrator for the Town of Chincoteague at 757-336-6519 if you have any questions or concerns regarding this matter.

Your attention in responding to this request is appreciated.

Sincerely,


ANNE L. DAVIS

CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To: MRS Robert Locklin
 Street, Apt. No., or PO Box No. 3297 Dodd St 22336
 City, State, ZIP+4 Chincoteague, VA

PS Form 3800, June 2002 See Reverse for Instructions

CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To: Douglas Thomas
 Street, Apt. No., or PO Box No. 10210 Lundy Ct
 City, State, ZIP+4 Orlando, FL 32836

PS Form 3800, June 2002 See Reverse for Instructions

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To: William Browning, JR
 Street, Apt. No., or PO Box No. 4807 Bartholows Rd.
 City, State, ZIP+4 Mt. Airy, MD 21771

PS Form 3800, June 2002 See Reverse for Instructions

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To: CYNTHIA KANE
 Street, Apt. No., or PO Box No. 3594 MAIN ST
 City, State, ZIP+4 Chincoteague, VA 22336

PS Form 3800, June 2002 See Reverse for Instructions

**CHINCOTEAGUE, VIRGINIA
APPEAL TO THE
BOARD OF ZONING APPEALS**

APPEAL CASE NUMBER: _____

FEE: \$ 450.00

I, Amy Fluhart,
AGENT FOR 4356 Estella Drive WOULD LIKE TO FILE THE
FOLLOWING APPEAL WITH THE BOARD OF ZONING APPEALS BASED UPON THE NOTED
STATE CODE(S):

TITLE 15.2, CODE OF VIRGINIA, 1959 (AS AMENDED)

(CHECK ALL THAT APPLY)

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HARDSHIP CRITERIA.
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ORDINANCE

BOARD OF ZONING APPEALS USE ONLY:

MEETING DATE: 6/14/07

APPEAL ACTION:

() APPROVED

() DENIED

() CONDITIONAL: _____

BZA, SECRETARY

DATE: _____

(1.) RULES AND REGULATIONS TO FILE FOR APPEAL:

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(E). THE CHINCOTEAGUE BOARD OF ZONING APPEALS HAS SEVEN (7) MEMBERS. TO OBTAIN APPROVAL FOR A VARIANCE OR SPECIAL USE PERMIT, FOUR (4) MEMBERS MUST VOTE IN YOUR FAVOR.

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(G). THE BZA MAY IMPOSE SUCH CONDITIONS REGARDING THE LOCATION, CHARACTER AND OTHER FEATURES OF THE PROPOSED STRUCTURE OR USE AS IT MAY DEEM NECESSARY IN THE PUBLIC INTEREST.

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(B). WRITTEN NOTIFICATION OF APPEAL:

PROPERTY OWNERS NOT AVAILABLE FOR WRITTEN COMMENT SHALL BE NOTIFIED OF THE PROPOSED REQUEST BY CERTIFIED MAIL.

A COPY OF THE REGISTERED MAIL AND THE CERTIFIED MAIL RECEIPT MUST BE SUBMITTED AT THE TIME OF FILING THE APPEAL.

RETURN RECEIPT OF THE CERTIFIED MAIL MUST BE GIVEN TO THE ZONING ADMINISTRATOR A MINIMUM OF 5 DAYS PRIOR TO THE MEETING DATE.

PLEASE PRINT

THE PROPERTY IN WHICH THIS APPEAL IS SUBMITTED IS LOCATED AT (911 ADDRESS)
4356 Estella Drive, TAX MAP # 30A5-A-309B

THIS PROPERTY IS OWNED BY:

NAME: Amy Fluhart
ADDRESS: 14192 Tomas Point Lane
CITY, STATE, ZIP: Jacksonville, FL 32225
PHONE: 904-220-7596 WORK PHONE: 904-220-7596

HAS ANY PREVIOUS APPLICATION OR APPEAL BEEN FILED IN CONNECTION WITH THESE PREMISES?

☐ NO

☒ YES, EXPLAIN: Previous owner

IS THIS APPEAL FILED DUE TO A ZONING VIOLATION IDENTIFIED BY THE ZONING ADMINISTRATOR?

☒ NO

☐ YES, IF THE VIOLATION HAS NOT BEEN CORRECTED,
EXPLAIN WHY: _____

ARTICLE(S) AND SECTION(S) THAT APPLIES TO YOUR APPEAL:

(1.) ARTICLE: 3 SECTION: 3.9.2
REQUIRES: 25' FRONT YARD SETBACK OR AVERAGE
REASON FOR YOUR APPEAL: 10' FRONT YARD SETBACK

(2.) ARTICLE: _____ SECTION: _____
REQUIRES: _____
REASON FOR YOUR APPEAL: _____

(3.) ARTICLE: _____ SECTION: _____
REQUIRES: _____
REASON FOR YOUR APPEAL: _____

GUIDELINES USED BY THE BOARD OF ZONING APPEALS IN GRANTING A VARIANCE

In order for the Board of Zoning Appeals to review your request for a variance, the threshold question for the BZA in considering an application for a variance "is whether the effect of the zoning ordinance upon the property under consideration, as it stands, interferes with all reasonable beneficial uses of the property, taken as a whole". If the answer is in the negative, the BZA has no authority to go further.

☒ yes ✓
☐ no

Please answer the following questions:

(1). Does the strict application of the ordinance result in unnecessary or unreasonable hardship to the property owner?

☒ yes, Explain;

Loss of income due to unmanageable stairs for the average person.
This income is NECESSARY for the maintenance of the property.
The stairs & deck area are too steep and small.

☐ no

(2). Is the need for the variance shared generally by other properties?

☐ yes, Explain;

☒ no

(3). Is the variance contrary to the intended spirit and purpose of the ordinance, and would result in substantial justice being done.

☒ yes, Explain;

The variance will allow the property owner to assure
safe and manageable stairs and deck area.

☐ no

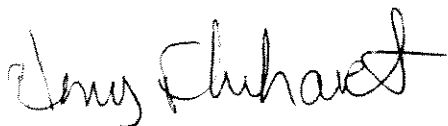
All of the above questions must be answered. Failure to complete the above questions shall result in your application not being processed.

April 24, 2007

Dear Neighbors,

We are asking the city of Chincoteague to allow us to extend our current decks on the two story building on our property. The current decks are only 8 feet wide and we would like to extend them to 12 feet (only 4 feet further than they are now). We have filed for a variance that requires us to contact all adjoining neighbors to our property. The current upstairs deck and stairs are extremely small and steep. The stairs are not manageable under most circumstances. We have lost potential renters due to the stairs for several reasons such as: elderly people are not able to go up the stairs at all, the stairs are too steep and narrow for carrying anything upstairs such as luggage, furniture, etc. Due to the placement of the building on the property- there is no other location to provide outdoor seating area for the upstairs unit in order to increase the appeal for potential renters. The necessary rental income to support this property cannot be accomplished without this increased deck space and stair revision. In order to get the appropriate permits for this project they have asked us to provide signatures from the other residents surrounding our property with their approval. We would appreciate your support in helping us proceed with this project by signing the page attached to this letter on the line under the section where your name is listed. Please return the signed sheet to us as quickly as possible in the envelope that we have provided for you- we have a very short period of time to return this to the city (our deadline to the city is mid-May). If you have any questions or comments, please call us at the number listed below or call Kenny Lewis at the City office: 757-336-6519.

Thank you,

A handwritten signature in cursive script, appearing to read "Amy Fluhart".

Dean & Amy Fluhart
904-220-7596
4356 Estella Drive

PLEASE INDICATE YOUR APPROVAL OR DISAPPROVAL OF THE PROPOSED LAND USE AS STATED IN THE APPLICATION BY CHECKING THE APPROPRIATE SPACE. SPECIFY THE LOCATION OF YOUR PROPERTY; NORTH, EAST, SOUTH OR WEST OF THE APPLICANTS PROPERTY.

TAX MAP # 30A5-A-309A LOCATION OF PROPERTY SOUTH
NAME: Glenn Parnell & Constance Marshall
ADDRESS: P.O. Box 43 Chincoteague VA PHONE: _____
COMMENTS: _____
() APPROVE REQUEST () DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

TAX MAP # 30A5-A-308 LOCATION OF PROPERTY EAST
NAME: Lloyd & Naomi Belton
ADDRESS: 6586 Church St. Chincoteague PHONE: _____
COMMENTS: _____
() APPROVE REQUEST () DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

TAX MAP # 30A5-A-310 LOCATION OF PROPERTY WEST
NAME: HENRICK Shelley
ADDRESS: 2332 Chestnut St Apt C Chester PA 19013 PHONE: _____
COMMENTS: _____
() APPROVE REQUEST () DISAPPROVE REQUEST
SIGNATURE: Connie Simpson DATE: 5-7-07

↑
* Signed in wrong location
Belton at 308 & 309

PLEASE INDICATE YOUR APPROVAL OR DISAPPROVAL OF THE PROPOSED LAND USE AS STATED IN THE APPLICATION BY CHECKING THE APPROPRIATE SPACE. SPECIFY THE LOCATION OF YOUR PROPERTY; NORTH, EAST, SOUTH OR WEST OF THE APPLICANTS PROPERTY.

TAX MAP # 30A5-A-309A LOCATION OF PROPERTY SOUTH
NAME: Glenn Parnell & Constance Marshall
ADDRESS: P.O. Box 43 Chincoteague VA PHONE: _____
COMMENTS: _____
☐ APPROVE REQUEST ☐ DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

TAX MAP # 30A5-A-308 LOCATION OF PROPERTY EAST
NAME: LLOYD & NAOMI BELTON
ADDRESS: 6584 Church ST. Chincoteague PHONE: _____
COMMENTS: _____
☒ APPROVE REQUEST ☐ DISAPPROVE REQUEST
SIGNATURE: Lloyd Belton, Naomi Belton DATE: 05/10/07

TAX MAP # 30A5-A-310 LOCATION OF PROPERTY WEST
NAME: HENRIK Shelley
ADDRESS: 2332 Chestnut ST Apt C Chester PA 19013 PHONE: _____
COMMENTS: _____
☐ APPROVE REQUEST ☐ DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

TAX MAP # 30A5-A-309 LOCATION OF PROPERTY North
NAME: ERNEST & SUSAN DADDIO
ADDRESS: 5149 Homecomings Ln PHONE: Columbia Md 21045
COMMENTS: AD/ED
(☒) APPROVE REQUEST (☒) DISAPPROVE REQUEST
SIGNATURE: [Signature] DATE: 5/8/07

TAX MAP # _____ LOCATION OF PROPERTY _____
NAME: _____
ADDRESS: _____ PHONE: _____
COMMENTS: _____
() APPROVE REQUEST () DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

TAX MAP # _____ LOCATION OF PROPERTY _____
NAME: _____
ADDRESS: _____ PHONE: _____
COMMENTS: _____
() APPROVE REQUEST () DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

TAX MAP # _____ LOCATION OF PROPERTY _____
NAME: _____
ADDRESS: _____ PHONE: _____
COMMENTS: _____
() APPROVE REQUEST () DISAPPROVE REQUEST
SIGNATURE: _____ DATE: _____

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Constance Marshall
10905 Fort Washington Rd
Suite 207
Fort Washington, MD
20744

2. Article Number (Trans) 7006 3450 0001 5751 1805

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]* ☐ Agent ☒ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Ernest + Susan Daddio
5149 Homecomings Ln
Columbia, MD
21045

2. Article Number (Transfer from service) 7006 3450 0001 5751 1829

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]* ☐ Agent ☒ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Lloyd + Naomi Belton
6586 Church St.
Chincoteague, VA
23336

2. Article Number (Transfer fr) 7006 3450 0001 5751 1812

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]* ☐ Agent ☒ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

MONUMENT POST OFFICE
JACKSONVILLE, Florida
322259998

05/02/2007 1143840225 -0094 02:58:59 PM
(800)275-8777

Product Description	Sales Receipt Sale Qty Unit Price	Final Price
FORT WASHINGTON MD 20744 First-Class 1.70 oz. Return Rcpt (Green Card) Certified Label #:	70063450000157511805	\$0.63 \$1.85 \$2.40 =====
Issue PVI:		\$4.88
CHESTER PA 19013 First-Class 1.70 oz. Return Rcpt (Green Card) Certified Label #:	70063450000157511836	\$0.63 \$1.85 \$2.40 =====
Issue PVI:		\$4.88
COLUMBIA MD 21045 First-Class 1.70 oz. Return Rcpt (Green Card) Certified Label #:	70063450000157511829	\$0.63 \$1.85 \$2.40 =====
Issue PVI:		\$4.88
CHINCOTEAGUE ISLAND VA 23336 First-Class 1.60 oz. Return Rcpt (Green Card) Certified Label #:	70063450000157511812	\$0.63 \$1.85 \$2.40 =====
Issue PVI:		\$4.88
CHINCOTEAGUE ISLAND VA 23336 First-Class 1.70 oz. Return Rcpt (Green Card) Certified Label #:	70063450000157511782	\$0.63 \$1.85 \$2.40 =====
Issue PVI:		\$4.88
Total:		\$24.40
Paid by: Visa		\$24.40

U.S. Postal ServiceTM
CERTIFIED MAIL[®] RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

FORT WASHINGTON MD 20744

Postage	\$0.63	0225
Certified Fee	\$2.40	28
Return Receipt Fee (Endorsement Required)	\$1.85	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$4.88	

05/02/2007

Sent to: *Amy Pluhart*
 Street, Apt. No.,
 or PO Box No. *14192 Tomas Point Lane*
 City, State, ZIP+4[®] *JAX, FL 32225*

PS Form 3800, August 2006 See Reverse for Instructions

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 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

COLUMBIA MD 21045

Postage	\$0.63	0225
Certified Fee	\$2.40	28
Return Receipt Fee (Endorsement Required)	\$1.85	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$4.88	

05/02/2007

Sent to: *Amy Pluhart*
 Street, Apt. No.,
 or PO Box No. *14192 Tomas Point Lane*
 City, State, ZIP+4[®] *JAX, FL 32225*

PS Form 3800, August 2006 See Reverse for Instructions

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 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

CHESTER PA 19013

Postage	\$0.63	0225
Certified Fee	\$2.40	28
Return Receipt Fee (Endorsement Required)	\$1.85	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$4.88	

05/02/2007

Sent to: *Amy Pluhart*
 Street, Apt. No.,
 or PO Box No. *14192 Tomas Point Lane*
 City, State, ZIP+4[®] *JAX, FL 32225*

PS Form 3800, August 2006 See Reverse for Instructions

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For delivery information visit our website at www.usps.com

CHINCOTEAGUE ISLAND VA 23336

Postage	\$0.63	0225
Certified Fee	\$2.40	28
Return Receipt Fee (Endorsement Required)	\$1.85	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$4.88	

05/02/2007

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Return Receipt Fee (Endorsement Required)	\$1.85	Postmark Here
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Total Postage & Fees	\$4.88	

05/02/2007


Sent to: *Amy Pluhart*
 Street, Apt. No.,
 or PO Box No. *14192 Tomas Point Lane*
 City, State, ZIP+4[®] *JAX, FL 32225*

PS Form 3800, August 2006 See Reverse for Instructions

To Whom it may concern

The steps at Fluharts 4356 Stelle Dr.
do not meet existing codes and should
be replaced to do so

T S + K Home Improvements


Kevin J Marrietta

51001
S 1001
S 1001
S 1001

178' TO CHUI

ELLA DRIVE
9' R/W

N 50°14'00" E 168.10'

POWER POLE &
BELL PEDESTAL

CONCRETE WALK

STONE WALK

LIGHT POLE

2 STORY FRAME
911# 4356

1 STORY FRAME
NO 911# POSTED

WOOD
DECK

6 WOOD FENCE

PROPANE TANK



SEPTIC TANK



60.00' S 37°46'00" E

S 50°14'00" W 168.10'

IRON ROD SE

IRON ROD SET

11009 P. 10/20/2000
11009 P. 10/20/2000
11009 P. 10/20/2000

178' TO CHUR

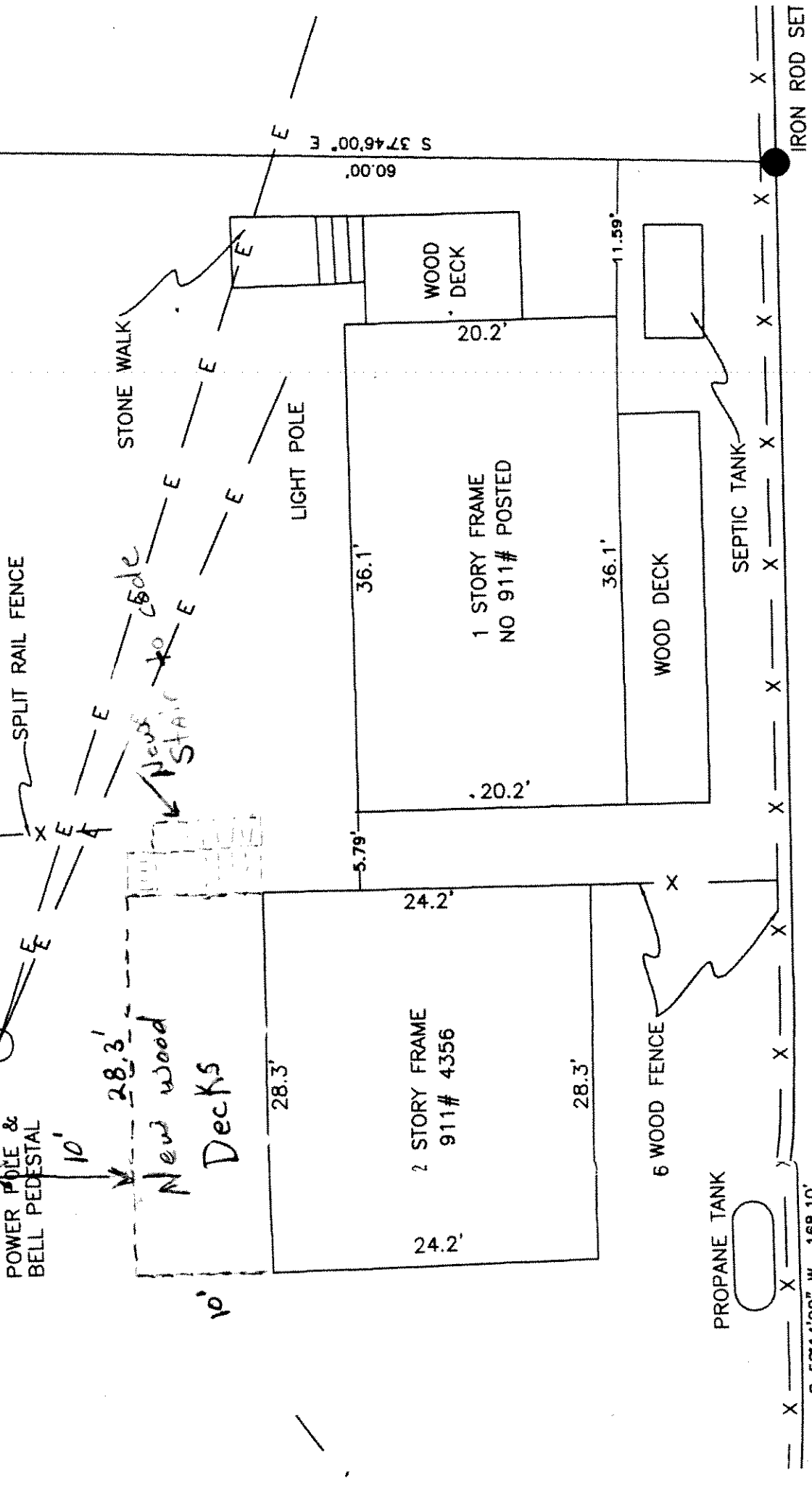
ESTELLA DRIVE
9' R/W

N 50°14'00" E 168.10'

POWER POLE &
BELL PEDESTAL

SPLIT RAIL FENCE

IRON ROD SET



S 50°14'00" W 168.10'

IRON ROD SET

CHINCOTEAGUE BOARD OF ZONING APPEALS ANNUAL REPORT FOR 2006

JANUARY	3 APPEALS
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JAMES & NANCY LILLY	
VARIANCE: 12' SIDE YARD SETBACK. ZONING REQUIRES 25'.	
DECISION: MOTION TO APPROVE	
YEA:	CHERRIX, THORNTON, BIRCH, LEONARD, GILLIS, MCGEE
NAY:	SPEIDEL
ACTION: APPEAL APPROVED	
MEMBERS ABSENT: NONE	

PONY PINES LLC, 7503 EASTSIDE ROAD	
VARIANCE: (1) CONSTRUCT 3 DETACHED STRUCTURES (2) 30' RIGHT OF WAY INSTEAD OF THE REQUIRED 50' RIGHT OF WAY	
DECISION: MOTION TO CONDITIONALLY APPROVE: (1) PROVIDE DRAINAGE BE INSTALLED TO MOVE EXCESS WATER TO THE WATERFRONT PROPERTY ACROSS THE STREET AND INTO THE CHANNEL (2) THE THIRD LEVEL DECKS BE DENIED (3) A BORDER BE PLANTED AROUND THE SEPTIC SYSTEMS TO HIDE SYSTEMS	
YEA:	CHERRIX, THORNTON, GILLIS, MCGEE, LEONARD, BIRCH
NAY:	SPEIDEL
ACTION: APPEAL APPROVED	
MEMBERS ABSENT: NONE	

WILLIAM BACZEK, 6246 WAGNER LANE	
VARIANCE: 12' REAR YARD SETBACK. ZONING REQUIRES 25'.	
DECISION: MOTION TO APPROVE	
YEA:	BIRCH, LEONARD, GILLIS
NAY:	SPEIDEL, CHERRIX, MCGEE, THORNTON
ACTION: APPEAL DENIED	
MEMBERS ABSENT: NONE	

FEBRUARY	0 APPEAL
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MARCH	0 APPEALS
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APRIL	2 APPEALS
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PAUL SONCZEWSKI, 7180 MASON DRIVE

VARIANCE 14' REAR YARD SETBACK, ZONING REQUIRES 25' REAR YARD SETBACK

DECISION: MOTION TO DENY

YEA: THORNTON, BIRCH, SPEIDEL, MCGEE, GILLIS

NAY: NONE

ACTION: APPEAL DENIED

MEMBERS ABSENT: LEONARD, CHERRIX

JOHN GRAY, 7071 LOOKOUT LANE

VARIANCE: 13'4" SIDE YARD SETBACK, ZONING REQUIRES 25'

DECISION: MOTION TO APPROVE

YEA: THORNTON, BIRCH, SPEIDEL, MCGEE, GILLIS

NAY: NONE

ACTION: APPEAL APPROVED

MEMBERS ABSENT: LEONARD, CHERRIX

MAY

2 APPEALS

STANLEY HOLSTEIN, 6552 MADDOX BLVD

VARIANCE: 12 PARKING SPACES, NEEDS 24 PARKING SPACES

DECISION: MOTION TO DENY

YEA: BIRCH, THORNTON, GILLIS, CHERRIX, LEONARD

NAY: NONE

ACTION: APPEAL DENIED

MEMBERS ABSENT: MCGEE, SPEIDEL

MISS MOLLIES INN, 4141 MAIN ST

VARIANCE: (1) SECOND DWELLING ON LOT
(2) LOT SIZE 11,500, NEEDS 13,500 SQ. FT IN AREA
(3) 18" SIDE YARD SETBACK, ZONING REQUIRES 10'
(4) 5' REAR YARD SETBACK, ZONING REQUIRES 25'

DECISION: MOTION TO DENY

YEA: BIRCH, THORNTON, GILLIS, CHERRIX, LEONARD

NAY: NONE

ACTION: APPEAL DENIED

MEMBERS ABSENT: MCGEE, SPEIDEL

JUNE

3 APPEALS

WILLIAM CHERRIX, RIDGE RD

VARIANCE: TO MAKE A NON-CONFORMING LOT MORE NON-CONFORMING

DECISION: MOTION TO APPROVE

YEA: GILLIS, SPEIDEL, LEONARD, THORNTON, CHERRIX, BIRCH

NAY: NONE

ACTION: APPEAL APPROVED

MEMBERS ABSENT: MCGEE

ROBERT & JOHNATHAN CONNER, 7837 EASTSIDE RD

VARIANCE: (1) MINIMUM LOT SIZE 11,120. ZONING REQUIRES 13,500 SQ FT
(2) 2ND DWELLING NOT ATTACHED

DECISION: MOTION TO APPROVE WITH THE CONDITION THAT THE EXISTING HOUSE IS REMOVED WITHIN 6 MONTHS AFTER MR. ACOCK LEAVES THE PROPERTY.

YEA: GILLIS, SPEIDEL, LEONARD, THORNTON, CHERRIX, BIRCH

NAY: NONE

ACTION: APPEAL APPROVED

MEMBERS ABSENT: MCGEE

ROBERT & JOHNATHAN CONNER, 7837 EASTSIDE RD

SPECIAL USE PERMIT: SECOND DWELLING ON PROPERTY

DECISION: MOTION TO APPROVE WITH THE CONDITION THAT THE EXISTING HOUSE IS REMOVED WITHIN 6 MONTHS AFTER MR. ACOCK LEAVES THE PROPERTY.

YEA: GILLIS, SPEIDEL, LEONARD, THORNTON, CHERRIX, BIRCH

NAY: NONE

ACTION: APPEAL APPROVED

MEMBERS ABSENT: MCGEE

JULY

1 APPEAL

OBRECHT-PHOENIX, MAIN STREET

VARIANCE: INSTALL A SIX FOOT FENCE ALONG FRONT PROPERTY LINE

DECISION: MOTION TO APPROVE WITH THE CONDITION (1) THAT THE FENCE BE PLACED 10' BACK FROM FRONT LOT LINE, (2) NO MATERIAL WITHIN 10' OF SIDEWALK, (3) PLANTINGS BE INSTALLED IN FRONT OF FENCE, (4) REMOVED UPON ISSUANCE OF OCCUPANCY PERMIT.

YEA: GILLIS, SPEIDEL, LEONARD, THORNTON, CHERRIX, MCGEE

NAY:	BIRCH
ACTION:	APPEAL APPROVED
MEMBERS ABSENT:	NONE

AUGUST	2 APPEALS
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BOB CLIFT, 8200 SEA BREEZE DR
VARIANCE: 0' SIDE YARD SETBACK, ZONING REQUIRES 5'
DECISION: MOTION TO APPROVE WITH THE CONDITION (1) THE SHED IS PLACED 2' OFF THE LOT LINE, (2) NOT OVER THE SEPTIC TANK, (3) MAXIMUM SIZE OF 10' X 30'.
YEA: GILLIS, SPEIDEL, LEONARD, THORNTON, CHERRIX, BIRCH, MCGEE
NAY: NONE
ACTION: APPEAL APPROVED
MEMBERS ABSENT: NONE

MIKE & LINDA MCGEE, TURLINGTON LAND & EASTSIDE RD
VARIANCE: 12' SIDE YARD SETBACK, ZONING REQUIRES 25'
DECISION: MOTION TO APPROVE.
YEA: GILLIS, SPEIDEL, LEONARD, THORNTON, CHERRIX, BIRCH, MCGEE
NAY: NONE
ACTION: APPEAL APPROVED
MEMBERS ABSENT: NONE

SEPTEMBER	0 APPEALS
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OCTOBER	0 APPEALS
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NOVEMBER	1 APPEAL
-----------------	-----------------

MEGAN MCCOOK, 6324 WHITE ST
VARIANCE: 14' FRONT YARD SETBACK, ZONING REQUIRES 25'
DECISION: MOTION TO APPROVE.
YEA: GILLIS, LEONARD, THORNTON, CHERRIX, BIRCH, MCGEE
NAY: NONE
ACTION: APPEAL APPROVED
MEMBERS ABSENT: SPEIDEL

DECEMBER	0 APPEAL
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TOTAL VARIANCES:	13	APPROVED: 9	DENIED: 4
TOTAL SPECIAL USE PERMITS:	1	APPROVED: 1	DENIED: 0
TOTAL DECISION OF THE ZONING ADMINISTRATOR	0	APPROVED: 0	DENIED: 0
TOTAL APPEALS:	<u>14</u>	APPROVED: <u>10</u>	DENIED: <u>4</u>

APPEALS ATTENDANCE:	PRESENT	ABSENT
BIRCH:	14	0
MCGEE:	9	5
LEONARD:	12	2
CHERRIX:	12	2
THORNTON:	14	0
SPEIDEL:	11	3
GILLISS:	14	0